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10 *Lead Counsel for Plaintiff Stanley Morrical,*
11 *derivatively on behalf of Hewlett-Packard Company*

12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

14
15 IN RE HEWLETT-PACKARD COMPANY
16 SHAREHOLDER DERIVATIVE LITIGATION

17 THIS DOCUMENT RELATES TO:
18 ALL ACTIONS

Master File NO. C-12-6003-CRB

**DECLARATION OF MARK C.
MOLUMPY IN SUPPORT OF
PLAINTIFF'S OPPOSITION TO
NOMINAL DEFENDANT HEWLETT-
PACKARD COMPANY'S MOTION
TO STAY**

Date: September 6, 2013
Time: 10:00 AM
Dept.: Courtroom 6, 17th Floor
Judge: Hon. Charles R. Breyer

1 I, Mark C. Molumphy, declare as follows:

2 1. I am an attorney duly admitted to practice before all courts of the State of
3 California and all federal district courts located in California. I am a partner with Cotchett, Pitre,
4 & McCarthy, LLP, ("CPM"), counsel for Plaintiff Stanley Morrical. I submit this declaration in
5 support of Plaintiff's Opposition to Nominal Defendant Hewlett-Packard Company's Motion to
6 Stay. This Declaration is based upon my personal knowledge and if called to testify, I could and
7 would do so competently as to the matters set forth herein.

8 2. Attached as **Exhibit 1** is a true and correct copy of HP's press release entitled,
9 "HP Issues Statement Regarding Autonomy Impairment Charge," issued on November 20, 2012.

10 3. Attached as **Exhibit 2** is a true and correct copy of the transcript of HP's Earnings
11 Conference Call, dated November 20, 2012, published by Thomson Reuters.

12 4. Attached as **Exhibit 3** is a true and correct copy of an HP press release titled "HP
13 Announces Changes to Board of Directors," dated April 4, 2013.

14 5. Attached as **Exhibit 4** is a true and correct copy of the Minutes of the Board of
15 Directors Meeting of Las Vegas Sands Corp, dated July 26, 2011, filed in support of defendants'
16 motion to dismiss or stay action in *Moradi v. Adelson*, Case No. 2:11-cv-490-GMN-(RJJ), in the
17 District of Nevada.

18 6. Attached as **Exhibit 5** is a true and correct copy of the Minutes of a Special
19 Meeting of the Board of Directors of Take-Two Interactive Software, Inc., dated March 8, 2006,
20 filed in support of the defendant's motion to stay derivative litigation, in *St. Clair Shores*
21 *General Employees Retirement System v. Eibeler et. al.*, Case No. 1:06-cv-00688-RJS, in the
22 Southern District of New York.

23 I declare under penalty of perjury under the laws of the United States of America that the
24 foregoing is true and correct.

25 Executed on August 13, 2013, in Burlingame, California.

26
27 /S/ MARK C. MOLUMPY

28 MARK C. MOLUMPY